

6-27-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas D. Burkett
Serial No.: 10/070,185
I.A. Filing date: June 30, 2000
Title: RHODAMINE DIAGNOSTIC AGENT
AND DIAGNOSTIC METHODS FOR
DETECTION OF EPITHELIAL CANCER

June 26, 2002 ✓

COMMUNICATION CONCERNING "NOTICE OF ABANDONMENT"

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

Applicants' attorneys have received a "Notice of Abandonment" of this application. A copy of the Notice is attached for convenience.

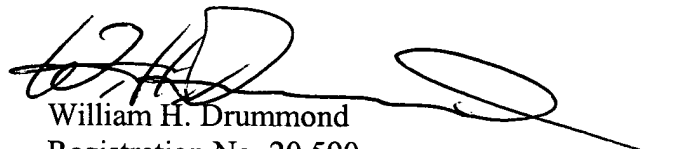
Applicants' attorneys have not received any notice as contemplated by 37 CFR § 1.53(f), nor has any period of time within which to file the fee and surcharge been set.

Accordingly, it is believed that the "Notification of Abandonment", attached, was issued in error.


Applicant respectfully requests that a "Notice of Missing Parts" and a period of compliance with such notice be issued and that the Notification of Abandonment be withdrawn.

Meanwhile, the balance of the Basic National Fee of \$155.00 is enclosed herewith.

Respectfully submitted,
DRUMMOND & DUCKWORTH



William H. Drummond
Registration No. 20,590
Attorneys for Applicant

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): DOUGLAS D. BURKETT			Docket No. 344-P-31-USA
Serial No. 10/070,185	Filing Date IA 06/30/2000	Examiner	Group Art Unit
Invention: RHODAMINE DIAGNOSTIC AGENT AND DIAGNOSTIC METHODS FOR DETECTION OF EPITHELIAL CANCER			
<p>I hereby certify that this <u>Communication; Balance of Basic fee,</u> <i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C. 20231-0001 on <u>June 26, 2002</u> <i>(Date)</i></p> <p><u>Lynne J. Craig</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p> <p><u></u> <i>(Signature of Person Mailing Correspondence)</i></p> <p><u>EV 087034328 US</u> <i>("Express Mail" Mailing Label Number)</i></p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/070,185	Douglas D. Burkett	344-P-31-USA

INTERNATIONAL APPLICATION NO.	
PCT/US00/18126	
I.A. FILING DATE	PRIORITY DATE
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CONFIRMATION NO. 7104

**371
ABANDONMENT/TERMINATION
LETTER**



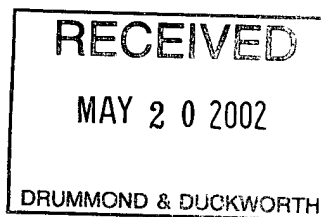
OC000000008051172

Date Mailed: 05/10/2002

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated Office (37 CFR 1.494), has made the following determination:

- Applicant has failed to provide the full U.S. Basic National Fee by 20 months (37 CFR 1.494(b)(2)).



Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.494, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PATRICIA A BOOKER

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PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)